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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

USA,  
v.  
Plaintiff,  
DAVID LAGUE,  
Defendant.

Case No.17-cr-00150-HSG-1

**PROPOSED VERDICT FORM**

We, the Jury in the above-captioned case, present the following unanimous verdict:

## **Patient S.L.**

2           1.     Has the government proven the defendant guilty beyond a reasonable doubt of  
3 distributing the controlled substances listed below to patient S.L., on the dates listed below, in  
4 violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)	
1	10/13/16	oxycodone	GUILTY	/ NOT GUILTY
2	12/12/16	oxycodone	GUILTY	/ NOT GUILTY

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**Patient D.L.**

2        2.     Has the government proven the defendant guilty beyond a reasonable doubt of  
3 distributing the controlled substances listed below to patient D.L., on the dates listed below, in  
4 violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

5	Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)	
6	3	1/6/15	oxycodone	GUILTY	/ NOT GUILTY
7	10	1/6/15	oxymorphone	GUILTY	/ NOT GUILTY
8	13	1/6/15	methadone	GUILTY	/ NOT GUILTY
9	21	1/6/15	amphetamine	GUILTY	/ NOT GUILTY
10	4	10/25/16	oxycodone	GUILTY	/ NOT GUILTY
11	11	10/25/16	oxymorphone	GUILTY	/ NOT GUILTY
12	14	10/25/16	methadone	GUILTY	/ NOT GUILTY
13	22	10/25/16	amphetamine	GUILTY	/ NOT GUILTY
14	5	11/29/16	oxycodone	GUILTY	/ NOT GUILTY
15	12	11/29/16	oxymorphone	GUILTY	/ NOT GUILTY
16	15	11/29/16	methadone	GUILTY	/ NOT GUILTY
17	23	11/29/16	amphetamine	GUILTY	/ NOT GUILTY
18	24	10/6/16	Clonazepam	GUILTY	/ NOT GUILTY

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**Patient K.O.**

3. Has the government proven the defendant guilty beyond a reasonable doubt of  
distributing the controlled substances listed below to patient K.O., on the dates listed below, in  
violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

Count	Date	Controlled Substance	Guilty / Not Guilty (circle one)	
6	6/18/15	oxycodone	GUILTY	/ NOT GUILTY
37	6/18/15	hydrocodone	GUILTY	/ NOT GUILTY
7	9/19/16	oxycodone	GUILTY	/ NOT GUILTY
20	9/19/16	methadone	GUILTY	/ NOT GUILTY
38	9/19/16	hydrocodone	GUILTY	/ NOT GUILTY
39	9/19/16	alprazolam	GUILTY	/ NOT GUILTY
40	9/19/16	carisoprodol	GUILTY	/ NOT GUILTY

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**Patient J.F.**

4. Has the government proven the defendant guilty beyond a reasonable doubt of  
distributing the controlled substances listed below to patient J.F., on the dates listed below, in  
violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

<b>Count</b>	<b>Date</b>	<b>Controlled Substance</b>	<b>Guilty / Not Guilty (circle one)</b>	
8	12/18/14	oxycodone	GUILTY	/ NOT GUILTY
9	12/1/15	oxycodone	GUILTY	/ NOT GUILTY

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**Patient M.C.M.**

5. Has the government proven the defendant guilty beyond a reasonable doubt of  
distributing the controlled substances listed below to patient M.C.M., on the dates listed below, in  
violation of 21 U.S.C. § 841(a)(1), as charged in the Second Superseding Indictment?

	<b>Count</b>	<b>Date</b>	<b>Controlled Substance</b>	<b>Guilty / Not Guilty (circle one)</b>	
6	25	2/23/15	fentanyl	GUILTY	/ NOT GUILTY
7	17	3/2/15	methadone	GUILTY	/ NOT GUILTY
8	31	3/2/15	hydromorphone	GUILTY	/ NOT GUILTY
9	34	3/2/15	morphine	GUILTY	/ NOT GUILTY
10	26	5/1/15	fentanyl	GUILTY	/ NOT GUILTY
11	18	5/8/15	methadone	GUILTY	/ NOT GUILTY
12	27	5/8/15	fentanyl	GUILTY	/ NOT GUILTY
13	32	5/8/15	hydromorphone	GUILTY	/ NOT GUILTY
14	35	5/8/15	morphine	GUILTY	/ NOT GUILTY
15	28	5/26/15	fentanyl	GUILTY	/ NOT GUILTY
16	29	1/7/16	fentanyl	GUILTY	/ NOT GUILTY
17	30	1/7/16	fentanyl	GUILTY	/ NOT GUILTY
18	19	1/8/16	methadone	GUILTY	/ NOT GUILTY
19	33	1/8/16	hydromorphone	GUILTY	/ NOT GUILTY
20	36	1/8/16	morphine	GUILTY	/ NOT GUILTY

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1           6.     Has the government proven the defendant guilty beyond a reasonable doubt of  
2 conspiracy to commit health care fraud, in violation of 18 U.S.C. § 1349, as charged in Count  
3 Forty-One of the Second Superseding Indictment?

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5           GUILTY

6           (circle one)

7           NOT GUILTY

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1           7. Has the government proven the defendant guilty beyond a reasonable doubt of  
2 health care fraud, in violation of 18 U.S.C. § 1347, on the dates listed below, as charged in Counts  
3 Forty-Two through Forty-Seven of the Second Superseding Indictment?

5 <b>Count</b>	6 <b>Date</b>	7 <b>Controlled Substance</b>	8 <b>Guilty / Not Guilty</b> 9            (circle one)	
10           42	11           3/2/15	12           fentanyl	13           GUILTY	14           /      NOT GUILTY
15           43	16           5/1/15	17           fentanyl	18           GUILTY	19           /      NOT GUILTY
20           44	21           5/8/15	22           fentanyl	23           GUILTY	24           /      NOT GUILTY
25           45	26           5/28/15	27           fentanyl	28           GUILTY	29           /      NOT GUILTY
30           46	31           1/7/16	32           fentanyl	33           GUILTY	34           /      NOT GUILTY
35           47	36           1/14/16	37           fentanyl	38           GUILTY	39           /      NOT GUILTY

40           Dated: \_\_\_\_\_, in Oakland, California.

41           \_\_\_\_\_  
42           Jury Foreperson